

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367
Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-17-190/199
KS-AG-R-17-020
KS-Q-17-123
KS-NQ-17-013

Beginning Date: September 21, 2017
Comments Due: October 21, 2017

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-17-190

Application(s) for New or Expansion of Existing Swine Facilities

Name and Address of Applicant

Poky Feeders, Inc.
600 East Road 30
Scott City, KS 67871

Owner of Property Where Facility Will Be Located

Joe Morgan
600 East Road 30
Scott City, KS 67871

Legal Description

SW/4 of Section 17 &
S/2 of Section 18 &
E/2 of Section 19 &
SW/4 of Section 08
T20S, R32W
Scott County

Receiving Water

Upper Arkansas River Basin

Kansas Permit No.: A-UASC-C017

Federal Permit No.: KS0086576

This is notification KDHE has received a complete permit application for the operation of an existing beef and swine waste management facility capable of housing 4,615 head (1,846 animal units) of swine weighing more than 55 pounds each and 6,500 head (650 animal units) of swine

weighing less than 55 pounds. There is no increase in swine animal units. The proposed facility footprint of the combined beef and swine facility will increase. The complete application can be viewed at the office of the Scott County Clerk Office, the KDHE Southwest District Office in Dodge City, Kansas or the KDHE Main Office in Topeka, KS. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

Public Notice No. KS-AG-17-191/199

Pending Permits for Confined Feeding Facilities

<u>Name And Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Joe Morgan Poky Feeders, Inc. 600 East Road 30 Scott City, KS 67871	SW/4 of Section 17 & S/2 of Section 18 & E/2 of Section 19 & SW/4 of Section 08 T20S, R32W Scott County	Upper Arkansas River Basin

Kansas Permit No.: A-UASC-C017

Federal Permit No.: KS0086576

This permit is being re-issued for a confined animal feeding operation for 76,000 head (76,000 animal units) of beef cattle weighing more than 700 pounds, 6,500 head (650 animal units) of swine weighing 55 pounds or less, and 4,615 head (1,846 animal units) of swine weighing more than 55 pounds. The facility is proposing an expansion of 7,000 head (7,000 animal units) of cattle weighing greater than 700 pounds and the facility will have a total of 85,496 animal units. Animal units have been updated to accurately reflect previously approved head of swine. Also proposed at the facility is the addition of 51.8 acres of cattle pens, a sediment basin, and a new earthen wastewater retention structure. This facility has an approved Nutrient Management Plan on file with KDHE.

Dennis Suhler Central Kansas Services, Inc. P.O. Box 413 Lyons, KS 67554	NW/4 of Section 30 T19S, R07W Rice County	Lower Arkansas River Basin
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Kansas Permit No.: A-ARRC-T001

This is a re-issued permit for an existing facility with modifications for a livestock trailer washout facility with an average of 40 washes per week. The permit contains modifications consisting of an additional retention control structure. This facility has an approved Nutrient Management Plan on file with KDHE.

Randy & Denise Shadle 2145 Hackberry Road Morganville, KS 67468	SE/4 of Section 19 T07S, R02E Clay County	Lower Republican River Basin
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Kansas Permit No.: A-LRCY-B011

This is a re-issuance for a modified facility for 120 head (60 animal units) of cattle weighing 700 pounds or less and 110 head (110 animal units) of cattle weighing greater than 700 pounds for a total of 170 animal units. This represents a slight decrease in animal units. This permit is being re-issued as a beef

facility instead of a swine facility and has approximately 2.5 acres of existing open lots draining to an existing retention structure.

Tom Meder
Meder Dairy
323 Pfeifer Ave.
Pfeifer, KS 67660

SE/4 of Section 24
T15S, R17W
Ellis County

Smoky Hill River
Basin

Kansas Permit No.: A-SHEL-M008

This permit is being re-issued for an existing facility for 30 head (30 animal units) of cattle weighing greater than 700 pounds, 150 head (75 animal units) of cattle weighing 700 pounds or less, and 150 head (210 animal units) of mature dairy cows for a total of 315 animal units. There is no change in the permitted animal units.

Jerry Fortin
Cheyenne Feed Yard, LLC
785 Road 18
St. Francis, KS 67756

E/2 of Section 31
T04S, R39W
Cheyenne County

Upper Republican River
Basin

Kansas Permit No.: A-URCN-C001

Federal Permit No.: KS0079677

This is a renewal permit for an existing facility for 12,000 head (12,000 animal units) of cattle weighing more than 700 pounds. The permit has a Schedule of Compliance to complete a seepage test and analysis on the northeast corner of Pond 1 adjacent to the inflow pipe from the sedimentation channel within 1 year from the effective date of the permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Lloyd Helwig
6251 SE Clem Road
Columbus, KS 66725

SW/4 of Section 30
T33S, R25E
Cherokee County

Neosho River Basin

Kansas Permit No.: A-NECK-S001

This permit is being reissued for an existing facility with a maximum capacity of 824 head (329.6 animal units) of swine more than 55 pounds and 480 head (48 animal units) of swine 55 pounds or less, for a total of 377.6 animal units. There is no change in the permitted animal units from the previous permit cycle.

Jeff Oakes
Fall River Land Co.
2639 Quail Road
Fall River, KS 67047

NE/4 of Section 15
T29S, R12E
Elk County

Verdigris River Basin

Kansas Permit No.: A-VEEK-K001

This permit is being reissued for an existing facility with a maximum capacity of 120 head of dogs weighing an average of 40 pounds each. There is no change in the permitted capacity from the previous permit cycle.

Dale Wenger
Prairie Pork Producers
4204 N. Golden Prairie Road
Burrton, KS 67020

NW/4 of Section 32
T22S, R02W
Harvey County

Little Arkansas River
Basin

Kansas Permit No.: A-LAHV-S033

This permit is being reissued for an existing facility with a maximum capacity of 1,800 head (720 animal units) of swine more than 55 pounds. There is no change in the permitted animal units from the previous permit cycle.

Roy N. Brown
Cattle Empire, LLC #3 North
1174 Empire Circle
Satanta, KS 67870

E/2 of Section 19
T30S, R34W
Haskell County

Cimarron River Basin

Kansas Permit No.: A-CIHS-C006

Federal Permit No.: KS0115231

This is a renewal permit for an existing facility for 17,500 head (17,500 animal units) of cattle weighing more than 700 pounds. There is no change in permitted numbers from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Public Notice No. KS-AG-R-17-020

Per Kansas Statutes Annotated 65-171d, the following Registration(s) have been received for proposed confined feeding facilities:

<u>Name And Address of Registrant</u>	<u>Legal Description</u>	<u>County</u>
Daniel W. and Marlene A. Rempe Swine Suites 850 State Hwy 63 Corning, KS 66417	SE/4 of NE/2 of Section 26 T04S, R12E	Nemaha

Public Notice No.: KS-Q-17-123

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Franklin County Rural Water District #6 4713 Rock Creek Road Rantoul, KS 66079-0106	Marais Des Cygnes River	Process Wastewater

Kansas Permit No. I-MC40-PO01

Federal Permit No. KS0101133

Legal Description: NE¼, SW¼, S22, T17S, R21E, Franklin County, KS

Facility Name: Franklin County Rural Water District #6 Water Treatment Plant

The proposed action is to issue a new permit for an existing water treatment plant. Pre-sedimentation basin near the river provides significant solids removal. Water treatment plant consist of polymer addition clarification, filtration chlorine addition and contact ammonia addition and pumping water to the water distribution system. Due to high sediment in the Marias Des Cygnes River, the plant experiences high backwash rates. The facility proposes to add solids contact clarifier following pre-sedimentation. Wastewater consists of filter backwash and filter to waste water that flows to the existing sludge holding lagoons. The proposed permit contains limits for total suspended solids, total residual chlorine, and pH. Contained in the permit is a schedule of compliance requiring the permittee to arrange for all parameters requiring field testing to be analyzed by a KDHE-certified laboratory.

Public Notice No. KS-NQ-17-013

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-g).

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>LEGAL LOCATION</u>	<u>TYPE OF DISCHARGE</u>
Hammond Partners, LLC PO Box 1694 Topeka, KS 66601	NE¼, SW¼, NW¼, S3, T13S, R17E, Shawnee County, KS	Non-Overflowing

Kansas Permit No. C-KS98-NO01

Federal Tracking No. KSJ000563

Facility Name: Camp Bettis

Facility Address: 6320 S.E. Stubbs Road, Berryton, KS 66409

This action consists of reissuing an existing Kansas Water Pollution Control Permit for existing non-overflowing facility. Contained in the permit is a schedule of compliance requiring the permittee to submit a facility evaluation, engineering report, and schedule of improvements as needed to bring this facility into consistent compliance. The schedule of compliance also requires that the permittee shall have a KDHE certified wastewater treatment operator to oversee the operation of this facility. The operator certification may be obtained either through training and examination or employing the services of a contract certified operator. A list of available contract certified operators may be obtained by calling KDHE at 785-296-5511.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **October 21, 2017**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-17-190/199, KS-AG-R-17-020, KS-Q-17-123, KS-NQ-17-013) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.